

Ordinance Numbers used this meeting: **222 - 230**

Resolution Numbers used this meeting: **177 - 190**

**Louisville Metro Council
Final Agenda**

**METRO COUNCIL SUMMARY ONLY
DETAILED MINUTES TO FOLLOW ON THE 12/19/13 COUNCIL AGENDA**

Members Roll Call:

(D) – Attica Scott (1)	(D) – Barbara Shanklin (2) EA	(D) – Mary C. Woolridge (3) EA
(D) – David Tandy (4) L@6:54	(D) – Cheri Bryant Hamilton (5)	(D) – David James (6)
(R) – Kenneth C. Fleming (7)	(D) – Tom Owen (8)	(D) – Tina Ward-Pugh (9)
(D) – Jim King (10)	(R) – Kevin Kramer (11)	(D) – Rick Blackwell (12)
(D) – Vicki Aubrey Welch (13)	(D) – Cindi Fowler (14)	(D) – Marianne Butler (15)
(R) – Kelly Downard (16)	(R) – Glen Stuckel (17)	(R) – Marilyn Parker (18)
(R) – Jerry T. Miller (19)	(R) – Stuart Benson (20)	(D) – Dan Johnson (21) L@7:09
(R) – Robin Engel (22)	(R) – James Peden (23)	(D) – Madonna Flood (24)
(D) – David Yates (25)	(D) – Brent Ackerson (26)	

EA = Excused Absence, **AB** = Absent, **A** = Arrived, **L** = Left

Meeting Date:

12/12/2013

Meeting Time:

6:00 PM

Location:

601 W. Jefferson Street
3rd Floor, City Hall
Louisville, KY 40202

President:

Jim King (10)

Pro-Tem:

David James (6)

Clerks:

H. Stephen Ott, CKMC & Jess Helton, CKMC

Address to Council

1- For December 12, 2013 – There were 4 speakers

Guests

2- CW Butler recognized the DeSales High School Football Team for winning the Class 2-A Kentucky state championship.

3- CW Bryant Hamilton recognized Cartier Cooper as an Eagle Scout.

4- CM Engel recognized Fern Creek/Highview United Ministries, Zachry Holdings, Inc, LG&E, and Boy Scout Troop 56 – Fern Creek/Highview United Ministries was the recipient of 23 tons of non-perishable food items and 2 tons of turkeys, hams, and other meats, donated by Zachry Holdings, Inc, who are working with LG&E on the Mill Creek project.

Special Proclamation

5- CW Fowler presented a Proclamation to Nedra Young for her work with Volunteer Income Tax Assistance (VITA) Program.

6- CM James presented a Proclamation to Joan Stewart, a District 6 constituent, for her years of work in the Old Louisville Neighborhood and the surrounding communities.

Council Minutes

7- Regular Council Minutes - November 21, 2013

Motion to approve Council Minutes made by CM Dan Johnson and seconded by CW Vicki Aubrey Welch

By Voice Vote, the Council Minutes were **approved as written.**

Committee Minutes

8- Special: Ad Hoc Committee on Intergovernmental Affairs - December 2, 2013

9- Regular: Appropriations, NDFs and CIFs - December 4, 2013

10- Regular: Budget - December 5, 2013

11- Regular: Committee of the Whole - November 21, 2013

12- Special: Committee on Appointments - December 3, 2013

13- Regular: Committee on Committees - December 10, 2013

14- Regular: Committee on Contracts - December 4, 2013

15- Regular: Committee on Sustainability - November 21, 2013

16- Special: Community Affairs - November 21, 2013

17- Regular: Labor & Economic Development - December 5, 2013

18- Regular: Planning/Zoning, Land Design & Development - December 3, 2013

19- Regular: Public Safety - December 3, 2013

Motion to approve Committee Minutes made by CM Dan Johnson and seconded by CW Vicki Aubrey Welch

By Voice Vote, the Committee Minutes were **approved as written.**

20- WAS NOT USED DURING THE MEETING

21- WAS NOT USED DURING THE MEETING

Communication From Mayor

The Clerk read the appointments into the record. Those requiring Council approval were assigned to the Committee on Appointments.

22- Board of Zoning Adjustment - Dean Tharp, New Appointment

23- Planning Commission - Robert Peterson, Jr., New Appointment

24- Revenue Commission - William Sulzer, LaTanya Henry, Nancy Grove, Re-Appointments

25- St. Matthews Fire Protection District Board - Marshall Bradley, Jr., New Appointment

26- Vacant Property Review Commission - Stephen Rose, Marilyn Belak, New Appointments, Greg Dawson, Re-Appointment

27- Waterworks Board - Dr. Sharon Kerrick, New Appointment

Consent Calendar

CM Peden requested to move Item 57 to Old Business. Without objection, President King honored the request.

The Consent Calendar comprised of Items 28 - 56. The Clerk provided a second reading.

Legislation forwarded from APPROPRIATIONS, NDFS AND CIFS

28- O-234-11-13 AN ORDINANCE APPROPRIATING \$11,968 FROM DISTRICT 24 NEIGHBORHOOD DEVELOPMENT FUNDS TO BRIGHTSIDE FOR REVITALIZATION OF THE "BRIGHT SPOT" AT OUTER LOOP AND PRESTON HIGHWAY. **(Ordinance 222, Series 2013)**

Committee: Appropriations NDFs and CIFS
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Madonna Flood

Legislation forwarded from BUDGET

29- R-208-11-13 A RESOLUTION APPROVING THE JEFFERSON COUNTY CLERK'S 2014 BUDGET.
(Resolution 177, Series 2013)

Committee: Budget
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Marianne Butler

30- O-235-11-13 AN ORDINANCE AMENDING ORDINANCE NO. 119, SERIES 2012 PERTAINING TO THE 2012-2013 CAPITAL BUDGET AND ORDINANCE NO. 260, SERIES 2010 BY MOVING FUNDS FROM D19 PAVING TO MIDDLETOWN EASTWOOD TRAIL. **(Ordinance 223, Series 2013)**

Committee: Budget
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Jerry T. Miller

31- O-237-11-13 AN ORDINANCE AMENDING ORDINANCE NO. 106, SERIES 2013 AND ORDINANCE NO. 107, SERIES 2013 RELATING TO THE FISCAL YEAR 2013-14 OPERATING AND CAPITAL BUDGET, RESPECTIVELY, FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$25,000 FROM THE DISTRICT 22 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 22 CAPITAL INFRASTRUCTURE FUND **(Ordinance 224, Series 2013)**

Committee: Budget
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE

Primary Sponsor: Action Required By May 2014
Robin Engel

32- O-239-11-13 AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013, RELATING TO THE FISCAL YEAR 2013-14 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, AND ORDINANCE 149, SERIES 2013, BY TRANSFERRING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM ECONOMIC GROWTH & INNOVATION TO COMMUNITY SERVICES & REVITALIZATION. **(Ordinance 225, Series 2013)**

Committee: Budget
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Jim King

33- O-212-10-13 AN ORDINANCE APPROVING THE BUDGET AND ECONOMIC IMPROVEMENT PLAN FOR THE LOUISVILLE DOWNTOWN MANAGEMENT DISTRICT FOR THE PERIOD JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 **(Ordinance 226, Series 2013)**

Committee: Budget
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By April 2014
Primary Sponsor: Marianne Butler

Legislation forwarded from COMMITTEE ON APPOINTMENTS

34- RP120313RF RE-APPOINTMENT OF REVEREND FRANK SMITH, JR. TO THE KENTUCKIANA WORKS - WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2015. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

35- RP120313AN RE-APPOINTMENT FOR DR. ANTHONY NEWBERRY TO THE KENTUCKIANA WORKS - WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2015. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

36- RP120313RL RE-APPOINTMENT OF ROBERT LAUBER TO THE KENTUCKIANA WORKS - WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

37- RP120313BM RE-APPOINTMENT OF BECKY MURPHEY TO THE KENTUCKIANA WORKS -
WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

38- RP120313CAB RE-APPOINTMENT OF CHARLES ANTHONY BOHN, JR. TO THE KENTUCKIANA
WORKS - WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

39- RP120313DB RE-APPOINTMENT OF DEREK BLAND TO THE KENTUCKIANA WORKS -
WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

40- RP120313SR RE-APPOINTMENT OF STEVEN RUDOLF TO THE KENTUCKIANA WORKS -
WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

41- RP120313GB RE-APPOINTMENT OF GEORGE BURKLEY, JR. TO THE KENTUCKIANA WORKS -
WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

42- RP120313CS RE-APPOINTMENT OF CONSTANCE SCHNELL TO THE KENTUCKIANA WORKS -
WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

43- RP111213DP RE-APPOINTMENT OF DAVID PROFFITT TO THE BOARD OF ZONING
ADJUSTMENT. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

Legislation forwarded from COMMITTEE ON CONTRACTS

44- R-206-11-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW SOLE SOURCE CONTRACT – (SERVICE AMERICA CORPORATION D/B/A CENTERPLATE - \$25,000.00). **(Resolution 178, Series 2013)**

Committee: Committee on Contracts
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Dan Johnson

45- R-209-11-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT WITH SPALDING UNIVERSITY (\$99,253.00). **(Resolution 179, Series 2013)**

Committee: Committee on Contracts
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Robin Engel

46- R-205-11-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT – (PRIORITY DISPATCH CORPORATION - \$80,000.00). **(Resolution 180, Series 2013)**

Committee: Committee on Contracts
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Robin Engel

47- R-210-11-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT – (ESI (DELAWARE) ACQUISITION, INC. - \$30,000.00). **(Resolution 181, Series 2013)**

Committee: Committee on Contracts
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Robin Engel

Legislation forwarded from COMMITTEE ON SUSTAINABILITY

48- R-201-11-13 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT IN THE AMOUNT OF \$1,650 FROM THE KENTUCKY DEPARTMENT OF AGRICULTURE TO THE LOUISVILLE METRO ANIMAL SERVICES DEPARTMENT TO BE APPLIED TOWARD EXPENSES RELATED TO THE SPAY/NEUTER PROGRAM.

(Resolution 182, Series 2013)

Committee: Committee on Sustainability
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Vicki Aubrey Welch

49- R-200-11-13 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$50,000 OF FUNDING FROM THE CITY OF SHIVELY TO BE ADMINISTERED BY THE LOUISVILLE FREE PUBLIC LIBRARY FOR THE SHIVELY LIBRARY RENOVATION PROJECT. **(Resolution 183, Series 2013)**

Committee: Committee on Sustainability
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: Mary C. Woolridge

Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT

50- R-212-11-13 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO REPUBLIC INDUSTRIES INTERNATIONAL INC PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. **(Resolution 184, Series 2013)**

Committee: Labor & Economic Development
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: David Tandy

51- R-213-11-13 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO ACCENTF(X) PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. **(Resolution 185, Series 2013)**

Committee: Labor & Economic Development
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014
Primary Sponsor: David Tandy

52- R-214-11-13 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO GAZELLE, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. **(Resolution 186, Series 2013)**

Committee: Labor & Economic Development
Status: On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

Primary Sponsor: David Tandy

53- R-215-11-13 A RESOLUTION DETERMINING TWO (2) PARCELS OF REAL PROPERTY LOCATED IN THE RIGHT OF WAY OF THE KENNEDY BRIDGE EXPANSION (EXTREME PARK) AND OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER. **(Resolution 187, Series 2013)**

Committee: Labor & Economic Development

Status:
On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

Primary Sponsor: Tom Owen

Legislation forwarded from PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT

54- O-230 -11-13 AN ORDINANCE CLOSING THE REMAINDER OF LORTAY ROAD AND SHUCK LANE AND BEING IN LOUISVILLE METRO (CASE NO. 13STREETS1001). **(Ordinance 227, Series 2013)**

Committee: Planning/Zoning Land Design & Development

Status:
On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

Primary Sponsor: Vicki Aubrey Welch

55- O-231-11-13 AN ORDINANCE ADOPTING THE REVISED DETAILED DISTRICT DEVELOPMENT PLAN WITH ALTERNATIVE CONNECTIVITY FOR PROPERTY LOCATED AT 12110 TAYLORSVILLE ROAD (CASE NO. 13DEVPLAN1068). **(Ordinance 228, Series 2013)**

Committee: Planning/Zoning Land Design & Development

Status:
On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

Primary Sponsor: Stuart Benson

56- O-232-11-13 AN ORDINANCE APPROVING A TEXT AMENDMENT TO SECTION 4.3.18 OF THE LAND DEVELOPMENT CODE ADDING THE ADDITION OF THE EZ-1 ZONING DISTRICT TO THE LIST OF ZONING DISTRICTS IN WHICH MARKET GARDENS ARE PERMITTED USES WITH SPECIAL STANDARDS AND BEING IN METRO LOUISVILLE (CASE NO. 13AMEND1001). **(Ordinance 229, Series 2013)**

Committee: Planning/Zoning Land Design & Development

Status:
On Council Agenda - Consent Calendar
RECOMMENDED FOR PASSAGE
Action Required By May 2014

Primary Sponsor: Madonna Flood

Motion to approve Consent Calendar made by CM Dan Johnson and seconded by CW Tina Ward-Pugh

By a Roll Call Vote, the **Consent Calendar passed.**

VOTING RESULTS: For: 23; Against: 0; Abstain: 0; Absent: 3

For: Attica Scott, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Robin Engel, James Peden, Madonna Flood, David Yates, Brent Ackerson

Against: (None)

Abstain: (None)

Absent: Barbara Shanklin, Mary C. Woolridge, David Tandy

Old Business

57- O-233-11-13 AN ORDINANCE APPROVING TEXT AMENDMENTS TO SECTIONS 1.2 AND 4.3.19 OF THE LAND DEVELOPMENT CODE ADDING THE DEFINITION OF LIVE/WORK UNITS AND THE ADDITION OF LIVE/WORK UNITS AS A PERMITTED USE WITH SPECIAL STANDARDS AND BEING IN METRO LOUISVILLE (CASE NO. 13AMEND1002).

Committee: Planning/Zoning Land Design & Development

Status:

On Council Agenda - Consent Calendar

RECOMMENDED FOR PASSAGE

Action Required By May 2014

Primary Sponsor: Madonna Flood

Motion to approve made by CM David James and seconded by CW Madonna Flood.

Motion to return to Committee made by CM Peden and seconded by CM Kramer.

Without objection, the item was **returned to the Ad-Hoc Committee on Land Development Code.**

58- R-207-11-13 A RESOLUTION APPROVING THE JEFFERSON COUNTY SHERIFF'S 2014 BUDGET. **(Resolution 188, Series 2013)**

Committee: Budget

Status:

On Council Agenda - Old Business

RECOMMENDED FOR PASSAGE

Action Required By May 2014

Primary Sponsor: Marianne Butler

Motion to approve made by CM David James and seconded by CM James Peden

Although a Resolution calls for a Voice Vote, per the request by CW Aubrey Welch, President King honored a Roll Call vote to allow CW Aubrey Welch to abstain. **The Resolution was adopted.**

VOTING RESULTS: For: 21; Against: 0; Abstain: 1; Absent: 4

For: Attica Scott, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Robin Engel, James Peden, Madonna Flood, David Yates, Brent Ackerson

Against: (None)

Abstain: Vicki Aubrey Welch

Absent: Barbara Shanklin, Mary C. Woolridge, David Tandy, Dan Johnson

59- O-114-06-13 AN ORDINANCE AMENDING SECTIONS 123 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES [LMCO] RELATING TO PAWNBROKERS. (AMENDMENT BY SUBSTITUTION.) **(Ordinance 230, Series 2013)**

Committee: Public Safety
Status: On Council Agenda - Old Business
RECOMMENDED FOR PASSAGE
Action Required By December 2013
Primary Sponsor: David James
Kevin Kramer

Motion to approve made by CW Vicki Aubrey Welch and seconded by CW Attica Scott.

CW Bryant Hamilton requested to be added as a Co-Sponsor. Without objection, President King honored the request.

By a Roll Call vote the **amended Ordinance passed.**

VOTING RESULTS: For: 22; Against: 0; Abstain: 0; Absent: 4

For: Attica Scott, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Robin Engel, James Peden, Madonna Flood, David Yates, Brent Ackerson

Against: (None)

Abstain: (None)

Absent: Barbara Shanklin, Mary C. Woolridge, David Tandy, Dan Johnson

60- R-189-10-13 A RESOLUTION REQUESTING THE LOUISVILLE METRO GOVERNMENT ABC TO STRICTLY ENFORCE THE PROVISIONS OF LMCO CHAPTER 113 RELATING TO THE SALE OF ALCOHOLIC BEVERAGES. (AMENDMENT BY SUBSTITUTION) **(Resolution 189, Series 2013)**

Committee: Public Safety
Status: On Council Agenda - Old Business
RECOMMENDED FOR PASSAGE
Action Required By April 2014
Primary Sponsor: Kevin Kramer
Cheri Bryant Hamilton

Motion to approve made by CM David James and seconded by CW Cheri Bryant Hamilton.

The following Councilmembers requested to be added as Co-Sponsors: James, Fowler, Butler, Parker, and President King. Without objection President King honored the request.

By a Voice Vote the **amended Resolution was adopted.**

61- R-216-11-13 A RESOLUTION REQUESTING THE KENTUCKY GENERAL ASSEMBLY TO ENACT LEGISLATION GRANTING THE LOUISVILLE METRO ETHICS COMMISSION THE AUTHORITY TO ISSUE ADMINISTRATIVE SUBPOENAS IN RELATION TO ETHICS COMPLAINTS AND HEARINGS AND REQUIRE MANDATORY REMOVAL OF AN ELECTED OFFICIAL UPON A FINDING OF FRAUD, THEFT, EMBEZZLEMENT OR MISAPPROPRIATION OF PUBLIC FUNDS. **(Resolution 190, Series 2013)**

Committee: Ad Hoc Committee on Intergovernmental Affairs
Status:

On Council Agenda - Old Business
RECOMMENDED FOR PASSAGE
Action Required By May 2014

Primary Sponsor:

David Yates
Jerry Miller
Jim King
Robin Engel

Motion to approve made by CM David James and seconded by CM James Peden.

CM Yates introduced technical amendments that were identified after the adjournment of the last Ad Hoc Committee on Intergovernmental Affairs meeting. Without objection the amendments were accepted.

The following Councilmembers requested to be added as Co-Sponsors: Fleming, Aubrey Welch and Ackerson.

By a Voice Vote the **amended Resolution was adopted.**

New Business

The Clerk provided a first reading of the following legislation and their assigned Committees:

Legislation assigned to APPROPRIATIONS, NDFS AND CIFS

62- O-243-12-13 AN ORDINANCE APPROPRIATING \$8,060 FROM DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUNDS THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE UNIVERSITY OF LOUISVILLE, RESEARCH FOUNDATION, INC., FOR PROGRAMMING FEES ASSOCIATED WITH IMPLEMENTING A PILOT PROJECT TO PROTECT A MILE OR MORE OF RIPARIAN LAND ALONG THE LOWER REACH OF BEARGRASS CREEK.

Committee: Appropriations NDFs and CIFS

Status:
On Council Agenda - New Business
Action Required By June 2014

Primary Sponsor: Tina Ward-Pugh

63- O-245-12-13 AN ORDINANCE APPROPRIATING A TOTAL OF \$6,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 13; \$1,000 FROM DISTRICT 15; TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR OPERATING EXPENSES FOR THE FOREST FEST ANNUAL BLUEGRASS FESTIVAL TO BE HELD AT THE JEFFERSON MEMORIAL FOREST.

Committee: Appropriations NDFs and CIFS

Status:
On Council Agenda - New Business
Action Required By June 2014

Primary Sponsor:
Vicki Aubrey Welch
Marianne Butler

64- O-255-12-13 AN ORDINANCE APPROPRIATING \$50,245 FROM DISTRICT 7 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE VOLUNTEERS OF AMERICA OF KENTUCKY, INC., FOR A SPRINKLER SYSTEM ON THE SECOND AND THIRD FLOORS OF THE SHELBY STREET CLINICAL CAMPUS MAIN BUILDING.

Committee: Appropriations NDFs and CIFS

Status:
On Council Agenda - New Business

Primary Sponsor: Action Required By June 2014
Kenneth C. Fleming

65- O-258-12-13 AN ORDINANCE APPROPRIATING \$25,000 FROM DISTRICT 1 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO LOUISVILLE COMMUNITY DESIGN CENTER, D/B/A CENTER FOR NEIGHBORHOODS, FOR COSTS ASSOCIATED WITH PRODUCING ART IN NEIGHBORHOODS TOGETHER (PAINT) PROJECT.

Committee: Appropriations NDFs and CIFs
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Attica Scott

66- O-259-12-13 AN ORDINANCE APPROPRIATING \$17,500 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$5,000 EACH FROM DISTRICTS 14 AND 4; \$1,000 EACH FROM DISTRICTS 2, 6, 12, 13, 15, AND 21; AND \$500 FROM DISTRICTS 1, 7, AND 8, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO METRO UNITED WAY, FOR PROGRAMMING EXPENSES ASSOCIATED WITH IMPLEMENTING THE VOLUNTARY TAX ASSISTANCE PROGRAM (VITA).

Committee: Appropriations NDFs and CIFs
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Cindi Fowler
David Tandy
Barbara Shanklin
David James
Rick Blackwell
Vicki Aubrey Welch
Marianne Butler
Dan Johnson
Attica Scott
Kenneth C. Fleming
Tom Owen

Legislation assigned to BUDGET

67- O-247-12-13 AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013 PERTAINING TO THE 2013-2014 CAPITAL BUDGET BY TRANSFERRING \$217,000 FROM THE EAST GOVERNMENT CENTER PROJECT TO A NEW PROJECT, METRO COUNCIL CHAMBER IMPROVEMENTS, TO BE ADMINISTERED BY PUBLIC WORKS & ASSETS.

Committee: Budget
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Jim King
Marianne Butler

68- O-248-12-13 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, PROVIDING FOR AND AUTHORIZING THE STRUCTURING, PLANNING AND PREPARATION OF ALL DOUCMENTATION FOR THE ISSUANCE OF CERTAIN GENERAL OBLIGATION NOTES OF METRO GOVERNMENT; AUTHORIZING THE ISSUANCE OF SUCH NOTES OF THE METRO GOVERNMENT IN ONE OR MORE SERIES TO FINANCE THE COSTS OF THE PUBLIC PROJECTS IN AN AMOUNT NOT TO EXCEED SEVEN MILLION DOLLARS

(\$7,000,000) AS FURTHER SET FORTH HERIN; SETTING FORTH THE METHOD FOR THE SALE OF THE NOTES; DEFINING AND PROVIDING FOR THE RIGHTS OF THE HOLDERS OF THE NOTES AND PROVIDING FOR THE APPLICATION OF THE PROCEEDS THEREOF; AND TAKING OTHER RELATED ACTION.

Committee: Budget
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Marianne Butler

69- O-249-12-13 AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013 PERTAINING TO THE 2013-2014 CAPITAL BUDGET BY ESTABLISHING A NEW PROJECT "WIRELESS INTERNET AT SHAWNEE ARTS & CULTURAL CENTER" AND ACCEPTING \$17,000 FROM PNC BANK THROUGH THE LOUISVILLE PARKS FOUNDATION FOR THE PROJECT, TO BE ADMINISTERED BY THE DEPARTMENT OF PARKS AND RECREATION.

Committee: Budget
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Cheri Bryant Hamilton

70- O-250-12-13 AN ORDINANCE AMENDING ORDINANCE NO. 118, SERIES 2010 PERTAINING TO THE 2010-2011 CAPITAL BUDGET BY CHANGING THE BRIGHTSIDE AIRPORT/FAIR BOARD PROJECT TO A NEW PROJECT, I-64 LANDSCAPE PROJECT, AND THEREBY RELEASING THE RESTRICTION OF THIS PROJECT AS STATED IN ORDINANCE NO. 107, SERIES 2013, PART III.,Q., TO BE ADMINISTERED BY THE DEPARTMENT OF PARKS AND RECREATION.

Committee: Budget
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Marianne Butler

71- O-253-12-13 AN ORDINANCE AMENDING ORDINANCE NO. 106, SERIES 2013 AND ORDINANCE NO. 107, SERIES 2013 PERTAINING RESPECTIVELY TO THE 2013-2014 OPERATING AND 2013-2014 CAPITAL BUDGETS BY TRANSFERRING FUNDS TO THE MOBILE EMERGENCY OPERATIONS CENTER

Committee: Budget
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Marianne Butler

72- O-254-12-13 AN ORDINANCE AUTHORIZING YEAR-END OPERATING BUDGET TRANSFERS BETWEEN VARIOUS AGENCIES FOR FISCAL YEAR 2012-2013 AND TO PROVIDE VARIOUS TRANSFERS AS DETAILED HEREIN.

Committee: Budget
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Marianne Butler

73- R-218-12-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED

RENEWAL PROFESSIONAL SERVICE CONTRACT UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. – (\$40,000.00).

Committee: Budget
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Robin Engel

Legislation assigned to COMMITTEE ON APPOINTMENTS

74- AP121613DT APPOINTMENT OF DEAN THARP TO THE BOARD OF ZONING ADJUSTMENT.
TERM EXPIRES JUNE 30, 2015.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014

75- AP121612RP APPOINTMENT OF ROBERT PETERSON, JR., TO THE PLANNING COMMISSION.
TERM EXPIRES OCTOBER 1, 2015.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014

76- RP121613WS RE-APPOINTMENT OF WILLIAM SULZER TO THE REVENUE
COMMISSION. TERM EXPIRES OCTOBER 1, 2016.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014

77- RP121613LH RE-APPOINTMENT OF LATANYA HENRY TO THE REVENUE COMMISSION. TERM
EXPIRES OCTOBER 1, 2016.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014

78- RP121613NG RE-APPOINTMENT OF NANCY GROVE TO THE REVENUE COMMISSION. TERM
EXPIRES OCTOBER 1, 2016.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014

79- AP121613SR APPOINTMENT OF STEPHEN ROSE TO THE VACANT PROPERTY REVIEW
COMMISSION. TERM EXPIRES JULY 31, 2015.

Committee: Committee on Appointments
Status:

On Council Agenda - New Business
Action Required By June 2014

80- AP121613MB APPOINTMENT OF MARSHALL BRADLEY, JR., TO THE ST. MATTHEWS FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2015.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014

81- AP121613MB APPOINTMENT OF MARILYN BELAK TO THE VACANT PROPERTY REVIEW COMMISSION. TERM EXPIRES JULY 31, 2015.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014

82- RP121613GW RE-APPOINTMENT OF GREG DAWSON TO THE VACANT PROPERTY REVIEW COMMISSION. TERM EXPIRES JULY 31, 2015.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014

83- AP121316DSK APPOINTMENT OF DR. SHARON KERRICK TO THE WATERWORKS BOARD. TERM EXPIRES APRIL 30, 2017.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014

84- R-219-12-13 A RESOLUTION AFFIRMING AND CONTINUING THE EXISTENCE AND OPERATION OF THE MEDICAL CENTER COMMISSION, A PUBLIC AGENCY OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDED AND RESTATED AGREEMENT BY AND BETWEEN THE MEDICAL CENTER COMMISSION AND LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: David Tandy

Legislation assigned to COMMITTEE ON CONTRACTS

85- R-220-12-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT – (EXPLORER SYSTEMS, INC. - \$25,000.00).

Committee: Committee on Contracts
Status: On Council Agenda - New Business

Primary Sponsor: Action Required By June 2014
Robin Engel

86- R-221-12-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT – (GIS INFORMATION SYSTEMS, INC. D/B/A POLARIS LIBRARY SYSTEMS - \$300,000.00).

Committee: Committee on Contracts
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Robin Engel

Legislation assigned to GOVERNMENT ACCOUNTABILITY AND ETHICS

87- O-251-12-13 AN ORDINANCE AMENDING CHAPTER 21 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (LMCO) RELATING TO COMPLAINTS AGAINST METRO OFFICERS UNDER THE ETHICS ORDINANCE.

Committee: Government Accountability and Ethics
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Madonna Flood
Jerry T. Miller

88- O-252-12-13 AN ORDINANCE AMENDING CHAPTER 21 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (LMCO) RELATING TO ELECTIONEERING BY METRO OFFICERS.

Committee: Government Accountability and Ethics
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Madonna Flood
Jerry T. Miller

89- O-256-12-13 AN ORDINANCE AMENDING CHAPTER 21 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (LMCO) RELATING TO THE DEFINITION OF FAMILY MEMBERS UNDER THE ETHICS ORDINANCE.

Committee: Government Accountability and Ethics
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Jim King
Jerry Miller
Rick Blackwell
Kevin Kramer
Vicki Aubrey Welch
Cindi Fowler
Kelly Downard

Madonna Flood
Marilyn Parker
Additional Sponsor:
James Peden
Kenneth C. Fleming

90- O-257-12-13 AN ORDINANCE AMENDING SECTION 21.06 OF THE LOUISVILLE METRO CODE OF ORDINANCE RELATING TO CAPS ON ATTORNEY'S FEES INCURRED BY A METRO OFFICERS IN AN ETHICS COMPLAINT PROCEEDING.

Committee: Government Accountability and Ethics
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: David Yates

Legislation assigned to PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT

91- O-241-12-13 AN ORDINANCE CHANGING THE ZONING FROM R-7 RESIDENTIAL MULTI-FAMILY TO OTF OFFICE/TOURIST FACILITY ON PROPERTY LOCATED AT 11021 FAIRWAY POINTE DRIVE CONTAINING A TOTAL OF 4.205 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19316).

Committee: Planning/Zoning Land Design & Development
Status: On Council Agenda - New Business
Action Required By February 7, 2013
Primary Sponsor: Madonna Flood

92- O-242-12-13 AN ORDINANCE CHANGING THE ZONING FROM R-5A RESIDENTIAL MULTI-FAMILY AND R-6 RESIDENTIAL MULTI-FAMILY TO PRD PLANNED RESIDENTIAL DEVELOPMENT ON PROPERTY LOCATED AT 800 S. ENGLISH STATION ROAD CONTAINING A TOTAL OF 41.07 ACRES, OF WHICH 31.526 ACRES IS PROPOSED TO BE REZONED, AND BEING IN LOUISVILLE METRO (CASE NO. 13ZONE1010).

Committee: Planning/Zoning Land Design & Development
Status: On Council Agenda - New Business
Action Required By February 7, 2013
Primary Sponsor: Madonna Flood

93- O-246-12-13 AN ORDINANCE CLOSING THE REMAINDER OF POCAHONTAS STREET FROM FRANKLIN STREET TO EAST WASHINGTON STREET AND BEING IN LOUISVILLE METRO (CASE NO. 13STREETS1000).

Committee: Planning/Zoning Land Design & Development
Status: On Council Agenda - New Business
Action Required By June 2014
Primary Sponsor: Madonna Flood

Legislation assigned to PUBLIC WORKS, BRIDGES AND TRANSPORTATION

94- R-217-12-13 A RESOLUTION RELATING TO BICYCLIST AND MOTOR VEHICLE TRAFFIC SIGNAGE ON RIVER ROAD.

Committee: Public Works Bridges and Transportation
Status: On Council Agenda - New Business

Primary Sponsor: Action Required By June 2014
Kelly Downard

For Reintroduction Only

95- O-110-06-13 AN ORDINANCE AMENDING SECTIONS 51.300 TO REQUIRE THE REMOVAL OF GARBAGE CANS BY WASTE HAULERS WITHIN 48 HOURS OF CANCELLATION BY CUSTOMER.

Committee: Public Works Bridges and Transportation
Status: On Council Agenda - For Reintroduction Only
Action Required By December 2013
Primary Sponsor: James Peden

Addendum

O-244-12-13 AN ORDINANCE AMENDING METRO CODE OF ORDINANCES (LMCO) SECTION 156.052(J)(4)(b) RELATING TO PLACEMENT OF DONATION DROP-OFF BINS.

Committee: Committee on Committees
Status: On Council Agenda – New Business
Action Required By June 2014
Primary Sponsor: Vicki Aubrey Welch
David Yates
Rick Blackwell

Adjournment

Motion to adjourn made by CW Aubrey Welch. Without objection the meeting **adjourned at 7:42 PM EST.**